

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-118574-001 DT

12/09/2014

JUDGE PAMELA D. SVOBODA

CLERK OF THE COURT
D. Courtemanche
Deputy

STATE OF ARIZONA

DALLEN DARRELL GARDNER

v.

JOSHUA THOMAS MURRAY (001)
DOB: 08/02/1979

ROBYN GREENBERG VARCOE

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
AZ DOC
DISPOSITION CLERK-CSC
RFR

SENTENCE OF IMPRISONMENT

9:32 a.m.

Courtroom SCT-7B

State's Attorney:	Mitch Rand
Defendant's Attorney:	Robyn Greenberg Varcoe
Defendant:	Present

Court Reporter, Yvonne De La Torre, is present.

A record of the proceeding is also made by audio and/or videotape.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

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IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1: Possession or Use of Dangerous Drugs (methamphetamine)
Class 4 Felony

A.R.S. § 13-3401, 3407, 3418, 901.01(H)(4), 701, 702, 801

Date of Offense: 04/21/2014

Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 2.5 year(s) from 12/09/2014

Presentence Incarceration Credit: 232 year(s)

Presumptive

Sentence is concurrent with CR2013-003620-001DT and CR2011-130895-001DT.

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

FINE: Count 1 - Total amount of \$1,830.00, which includes surcharges of 83%.

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$20.00.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

PENALTY ASSESSMENT - A.R.S. § 12-116.04: Count 1 - \$13.00.

Investigative Agency:

Phoenix Police Department

Count 1: Technical Registration Fund in the amount of \$15.00.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforeponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Count 1 - Imposed pursuant to A.R.S. § 13-603(I).

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IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

IT IS ORDERED granting the Motion to Dismiss the following: Allegations of prior felony convictions and probation status.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

The Court recommends the Defendant be housed at the Marana facility for substance abuse treatment.

9:45 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/ s / JUDGE PAMELA D. SVOBODA

JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)